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AFT3749
PATENT

Attorney Docket No. 01-709

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Michael S. Gatov
Serial No. : 10/033,090
Filed : October 25, 2001
Group Art Unit : 3749
Examiner : Boles, Derek
For : UNIFORM AIRFLOW DIFFUSER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)**

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on March 19, 2004, in a First Class envelope, with sufficient postage thereon, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

ReNea D. Berggren

DATED: March 19, 2004

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed October 21, 2003 finally rejecting claims 1-25.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

- other than a small entity;
 small entity.

03/24/2004 MAHMED1 00000022 122252 10033090

01 FC:1401 330.00 DA
02 FC:1252 420.00 DA

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(e) the fee for filing the Notice of Appeal is:

<input type="checkbox"/>	small entity	\$165.00
<input checked="" type="checkbox"/>	other than a small entity	\$330.00

Notice of Appeal fee: \$330.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)-(d)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input checked="" type="checkbox"/> two months	\$420.00	\$210.00
<input type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Extension Fee: \$420.00

If an additional extension of time is required please consider this a petition therefor.

- An extension for ____ months has already been secured and the fee paid therefor of \$____ is deducted from the total fee due for the total months of extension now requested.
Extension fee due with this request: \$_____
- or**
- (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is

Notice of Appeal fee \$ 330.00.

Extension fee (if any) \$ 420.00.

TOTAL FEE DUE: \$ 750.00

5. FEE PAYMENT

Please charge Deposit Account Nº 12-2252 the sum of **\$750.00**. A duplicate of this *Transmittal* is attached for accounting purposes. If any additional extension and/or fee is required, please charge Deposit Account Nº 12-2252. If any additional fee for claims is required, please charge Deposit Account Nº 12-2252.

Please direct all correspondence to: **CUSTOMER NO. 24319**

MANU KASHYAP
LEGAL DEPARTMENT - IP
LSI LOGIC CORPORATION
M/S D-106
1621 BARBER LANE
MILPITAS, CA 95035

DATE: March 19, 2004.

Respectfully submitted,

LSI Logic Corporation,

By


Nathan T. Grebasch
Reg. Nº 48,600

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